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13 Attorneys for Defendant
STERLING CONSTRUCTION
14 COMPANY, INC.

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

19
20 MYERS & SONS CONSTRUCTION, L.P.,
a California limited partnership,

21 Plaintiff,

22 | V

23 STERLING CONSTRUCTION
24 COMPANY, INC., a Delaware corporation,
25 d/b/a STERLING CONSTRUCTION
ENTERPRISES; and DOES 1-100,
inclusive.

Defendants.

Case No. 2:20-cv-00277-JAM-CKD

**STIPULATION AND ORDER
REMANDING ACTION TO THE
CALIFORNIA SUPERIOR COURT FOR
THE COUNTY OF SACRAMENTO**

1 Plaintiff Myers & Sons Construction, L.P. ("Plaintiff") and Defendant Sterling
2 Construction Company, Inc. ("Defendant," and together with Plaintiff, the "Parties"), by
3 and through their respective counsel hereby stipulate as follows:

4 WHEREAS, Plaintiff initiated this action by filing a complaint in the California
5 Superior Court for the County of Sacramento on January 13, 2020.

6 WHEREAS, Defendant filed a Notice of Removal on February 5, 2020 [ECF No.
7 1], removing the action to this Court.

8 WHEREAS, the Parties agree that this Court does not have subject matter
9 jurisdiction over the action.

10 IT IS HEREBY STIPULATED that:

11 1. This Court should remand this action to the California Superior Court for the
12 County of Sacramento.

13 IT IS SO STIPULATED.

14
15 DATED: February 13, 2020 HANSON BRIDGETT LLP

16 By: /s/ Michael F. Donner

17 MICHAEL F. DONNER

18 Attorneys for Plaintiff

MYERS & SONS CONSTRUCTION, L.P.

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21 DATED: February 13, 2020 VARELA, LEE, METZ & GUARINO, L.L.P.

22 By: /s/ Nicholas A. Merrell (as authorized on 2/13/20)

23 NICHOLAS A. MERRELL

24 Attorneys for Defendant

STERLING CONSTRUCTION COMPANY, INC.

ORDER

Based on the foregoing Stipulation, and good cause showing:

1. This action is hereby remanded to the California Superior Court for the County of Sacramento.

IT IS SO ORDERED

Dated: 2/13/2020

/s/ John A. Mendez

U. S. District Court Judge